

(BY AUTHORITY.)

Laws of New Jersey.

CHAPTER CCCCXXII.

An Act to permit the Treasurer of the State to pay to the Anchor Life Insurance Company money or securities now in his custody, belonging to said company.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That Francis Robinson, the trustee of the Anchor Life Insurance Company, a corporation of this state, be and is hereby allowed to draw from the custody of the treasurer of this state from time to time such securities of money on deposit now in the hands of said treasurer, belonging to said company, for the purpose of liquidating the claims of policy holders in said company; provided, that no portion of the said securities or funds shall be withdrawn as aforesaid, except by the consent and upon the approval of the secretary of state and state treasurer of this state, whose duty it shall be to supervise and direct the withdrawal and disbursement of said funds by said trustee, and no part thereof shall be disbursed for any other purpose than in liquidation of the claims against said company, and in the necessary expenses attendant thereon.

2. And be it enacted, That this act shall take effect immediately.

Approved March 26, 1874.

CHAPTER CCCCXXIII.

An Act to extend the operations of an act entitled "A supplement to an act concerning roads," approved April sixteenth, anno domini, one thousand eight hundred and forty-six, which supplement was approved March twenty-fourth, one thousand eight hundred and fifty-nine.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That the operation of the act entitled "A supplement to an act concerning roads," approved April sixteenth, one thousand eight hundred and forty-six, which supplement was approved March twenty-fourth, one thousand eight hundred and fifty-nine shall be, and is hereby extended so as to include any street or highway within the limits of any municipal corporation.

2. And be it enacted, That this act shall take effect immediately.

Passed March 26, 1874.

An act authorizing common carriers, factors and others to sell goods, wares, merchandise and other property unclaimed, upon which they have a lien.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That it shall be lawful for common carriers, having a lien, either for freight, storage or other charges, upon goods, wares, merchandise or other property, and which shall have been or shall be therefor unclaimed for three months, or upon which such freight or other charges shall have remained or shall hereafter remain unpaid for a like period of time, to sell such goods, wares, merchandise or other property at public auction, after notice by advertisement once a week for three weeks, in at least one newspaper published in the city or county where such sale is to be made, and by hand bills posted at the place where such goods, wares or merchandise were originally consigned to, and at not less than twenty conspicuous places at the designated point of sale, at least ten days prior to such sale, giving them and place of sale, and name of owner or consignee, if known or legible, address or marks thereon, if any with a description or name of the article to be sold, and when known, the place to which the same were consigned; and all goods, wares, merchandise or other property hereby authorized to be sold which may be in the custody of our stored by any common carrier at any depot, station or other place, may be removed therefrom and sold at such cities or towns or borough, within this state as such carriers may deem the best market for the articles to be sold, and that such sale may be made in bulk. In the original packages as marked and consigned, contents unknown, or by the price, as may, in the judgment of the carriers, realize the largest amount to the owners.

2. And be it enacted, That in all cases where goods, wares, merchandise or other property shall be perishable or damaged, and which the owner or consignee shall for that or any other reason refuse to receive, or by reason of the owner or consignee being unknown, it shall be lawful for the carrier or other having a lien upon the same as aforesaid to sell the same by public outcry, or auction, upon such notice thereof as the nature of the case may reasonably seem to require or admit of.

3. And be it enacted, That the proceeds of all sales made under the authority of this act, after deducting freight, storage and charges which may be due, as well as advertising cost of selling and other reasonable expenses, shall be paid to the owner of such property, upon satisfactory proof of such ownership; provided, that such proof be made within two years from the date of such sale; and on failure to make such proof at the expiration of that period, such surplus shall be paid into the state treasury for the use of the state.

4. And be it enacted, That all acts or parts of acts which are supplied by this act are hereby repealed.

5. And be it enacted, That this act shall take effect immediately.

Approved March 27, 1874.

CHAPTER CCCCXXVII.

A further supplement to an act entitled "An act to ascertain the rights of the state and of the riparian owners in the lands lying under the waters of the bay of New York and elsewhere in the state," approved April eleventh, eighteen hundred and sixty-four.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That from and after the passage of this act it shall be lawful for the riparian commissioners, or any three of them, to determine, together with the governor of this state, to fix and determine, within the limits prescribed by law, the price or purchase money, or annual rental to be paid by any applicant for so much of lands below high-water mark, or lands formerly under tide-water belonging to this state as may be described in any application thereto made according to law, and the said commissioners, or any three of them, acting and concurring, with the approval of the governor, shall in the same and under the great seal of the state, grant or lease said lands to such applicant accordingly; and all such conveyances or leases shall be prepared by the said commissioners or their agents at the cost and expense of the grantee or lessee therein, and shall be subscribed by the governor, and at least three of said commissioners, and attested by the secretary of state.

4. And be it enacted, That all acts and parts of acts inconsistent with the provisions of this act, be and the same are hereby repealed, and that this act shall take effect immediately.

Passed March 27, 1874.

CHAPTER CCCCXXXVIII.

Supplement to an act entitled "An act respecting the office of treasurer," approved April seventeenth, eighteen hundred and forty-six.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That the treasurer of this state shall, prior to the entering upon the duties of his office, take the subscription oath of office, and give bond with sufficient sureties, to be approved by the legislature, in the sum of three hundred thousand dollars, payable to the state of New Jersey, with condition for the faithful performance of the duties of his office, and for the fidelity of the person or persons to be by him employed which oath and bond shall be deposited in the office of the secretary of state.

2. And be it enacted, That all acts or parts of acts inconsistent with this act, be and the same are hereby repealed, and that this act shall take effect immediately.

Approved March 27, 1874.

CHAPTER CCCCXXXIX.

An act relating to the Stevens Battery.

Whereas, It is alleged that the war vessel known as the Stevens battery has not been and cannot be finished on what the executors of Edwin A. Stevens, deceased, have adopted and pursued as his general plans, for the sum of one million of dollars, nor without a large additional expenditure; and whereas, there now is and for a considerable time past has been a suit pending in the court of chancery of this state (originally instituted by the widow and infant children of said Edwin A. Stevens, against two of the executors of said deceased, the attorney general of this state and an adult daughter of said deceased,) involving for judicial decisions, among other things, the powers, rights and duties of said executors in respect to finishing and disposing of said vessel, the rights of this state as well as those of the widow and children of said deceased in and to said vessel, and the money appropriated by the will of said deceased to finish said vessel, and also the rights of the heirs at law of Robert L. Stevens, deceased, in and to said vessel, and whereas, the dam which separates the basin containing said vessel from the waters of Hudson river, and other protections of said vessel, are believed to be insecure and liable to be at any time broken by the force of the waters of said river or otherwise, and great, if not irreparable damage done thereby to said vessel; and while the protection and preservation of said vessel, since the work of finishing it stopped has been and will continue to be largely expensive to said executors, the said vessel, and its constituent parts have been and will continue to be (rapidly and largely) deteriorating in quality and value, so that, unless said vessel is disposed of at an early day, it will be of but small value to any one and will be substantially wasted and lost; and whereas the interest, if any, of the heirs-at-law of Robert L. Stevens, in and to said vessel is but a part interest in common with others, and the state, if said vessel be adjudged to it, can, under the provisions of congress heretofore given, make no use of said vessel, except to sell it; and said executors desire and intend to sell said vessel in case it shall be adjudged that they can not or should not offer said vessel to the state as a present, and that the state shall not receive said vessel; therefore,

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That the vessel known as the Stevens Battery, and all every of the rights and interest of the state of New Jersey, and of all persons and of every person therein, be and the same are hereby sold and transferred in the manner hereinafter provided, at the farther, before the first day of September next, and the proceeds of such sale, as soon as paid by the purchaser or purchasers, shall be paid into the court of chancery, in the sum hereinbefore mentioned, to be disposed of pursuant to the orders and decrees of said court.

2. And be it enacted, That this sale shall be made by the governor or person for the time being acting as governor, and the vice-chancellor and the executors of the last will and testament of said Edwin A. Stevens, deceased, or a majority of said executors, and a deed or bill of sale of said vessel, or of any part thereof, to any purchaser thereof, signed, acknowledged and delivered by the acting governor and vice-chancellor and all or a majority of said executors, shall vest in the purchaser or purchaser a full and complete title to what shall purport to be conveyed and transferred by such deed or bill of sale.

3. And be it enacted, That one of the terms upon which said vessel shall be sold, shall be, that the purchaser or purchasers thereof shall, for one year after he or they become the purchasers, have the use, free of rent, of the dock and yards and basin heretofore appropriated to the said battery for the purpose of finishing said battery and removing it, or for removing it without finishing it but for no other purpose.

4. And be it enacted, That bids shall be invited by the persons so, as aforesaid, authorized, to make said sale of said vessel and all things belonging or appertaining to it, as an entirety, and also for said vessel, separated from its engines, machinery, tools and material, and also separated from each other, and if the aggregate of the bids of responsible bidders for the several parcels shall amount to more than the highest bid offered by a responsible bidder for said vessel and all things belonging and appertaining to it, as an entirety, then the sale shall be in parcels, otherwise as an entirety.

5. And be it enacted, That the persons who, as aforesaid, are to make sale of said vessel shall, in their advertisement of said sale, give a description of said vessel and its contents, and a general schedule of the tools, machinery and materials purchased for said vessel, but not yet placed in it, and shall not invite sealed bids, or proposals in writing for the purchase of said vessel as an entirety, and also separate bids for its several portions, separated as aforesaid, to be delivered to the governor at the executive chamber in the State House, Trenton, before twelve o'clock, noon, of the first day of July next, and on the day last named the said bids shall be opened at the State House, by the governor or vice-chancellor, in the presence of each other, and in the presence of the said executors, or of such of said executors as shall see fit to attend; and the said vessel, either as an entirety or in parcels as herein before prescribed, shall be awarded and sold to the highest bidder or bidders, and the same shall be conveyed in manner aforesaid, to the purchaser or purchasers upon his or

their paying therefor as shall be prescribed in the conditions of sale the advertisements aforesaid shall be prepared and issued within sixty days after the date of the approval of this act, and if the said executors shall not co-operate in preparing and issuing them within that time, then the same shall be prepared and issued by the governor alone, and in all things touching the advertisement and making of said sale on herein specially provided for, the said persons, so as aforesaid authorized to make said sale, shall exercise their best discretion and judgment with a view to obtaining the largest amount of money for the said vessel.

6. And be it enacted, That the necessary and reasonable expenses of preparing for the sale of said vessel, and of all things touching the advertisement and making of said sale on herein specially provided for, shall be paid out of the proceeds of said sale on the order of the chancellor.

2. And be it enacted, That this act shall be a public act, and shall take effect immediately.

Approved March 27, 1874.

CHAPTER CCCCXXXIV.

An act to defray incidental expenses of the New Jersey Legislature, for the Session of one thousand eight hundred and seventy-four.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That it shall be lawful for the treasurer of the state of New Jersey, to pay upon the warrant of the comptroller, to the several persons hereinafter named, the following amounts, viz:

Item No. 1. To David Campbell, for services rendered in attending the electrical gas machine in the senate and general assembly chambers, during the session of one thousand eight hundred and seventy-four, one hundred dollars, \$100 00

Item No. 2. To I. D. James, for mending and brushes for the secretary of the senate, during the session of one thousand eight hundred and seventy-four, thirty-six dollars, \$36 00

Item No. 3. To I. D. James, for mending and brushes for the secretary of the senate, during the session of one thousand eight hundred and seventy-four, twenty dollars, \$20 00

Item No. 4. To Louisa Anshover, for cleaning senate and assembly chambers, session of one thousand eight hundred and seventy-four, two hundred dollars, \$200 00

Item No. 5. To George T. Dudley, for stationery furnished to the clerk of the senate during the session of one thousand eight hundred and seventy-four, twenty-nine dollars and ninety-one cents, \$29 91

Item No. 6. To George T. Dudley, for stationery furnished to the clerk of the senate during the session of one thousand eight hundred and seventy-four, one hundred and twenty-six dollars, \$126 00

Item No. 7. To George T. Dudley, for stationery furnished to the engraving clerk of the senate, session of one thousand eight hundred and seventy-four, two hundred and thirty-eight dollars and forty cents, \$238 40

Item No. 8. To Geo. T. Dudley, for articles furnished to the engraving clerk of the house, session of one thousand eight hundred and seventy-four, five dollars and seventy-five cents, \$5 75

Item No. 9. To George T. Dudley, for articles furnished to speaker's room, session of one thousand eight hundred and seventy-four, seventeen dollars, \$17 00

Item No. 10. To Geo. T. Dudley, for stationery for a portion of the members of the house of assembly, as per order of William H. Lizard, chairman of the station committee, five hundred and sixty-four dollars, \$564 00

Item No. 11. To I. D. James, for carriage for the use of Samuel Hopkins, chairman, session of one thousand eight hundred and seventy-four, twenty-four dollars, \$24 00

Item No. 12. To I. D. James, for carriage for the use of the engraving clerk of the house, session of one thousand eight hundred and seventy-four, three hundred and eighty-four dollars and seventy-five cents, \$384 75

Item No. 13. To I. D. James, for carriage for the use of the engraving clerk of the house, session of one thousand eight hundred and seventy-four, one dollar and seventy-five cents, \$1 75

Item No. 14. To A. H. Riekey, for parchment rolls for oaths of members of senate and assembly, at the usual rates, twenty-five dollars, \$25 00

Item No. 15. To Charles Scott, for thirty-two Nixon's forms, for the new members of the house of assembly, as per resolution of the house, one hundred and twenty-eight dollars, \$128 00

Item No. 16. To John P. Lansing for services rendered the joint committee on state treasurer's account, as approved by Honorable Josephus S. Joy, Junior, state treasurer, one hundred dollars, \$100 00

Item No. 17. To I. D. James, for stationery furnished to the clerk of the senate, as per order of the chairman, sixty dollars and twenty cents, \$60 20

Item No. 18. To I. D. James, for carriage for the use of the members of the senate and house of assembly to visit the soldiers' children's home, approved by W. J. Sewell, chairman, one hundred and sixty-two dollars, \$162 00

Item No. 19. To William S. and E. W. Sharp, for books and blanks furnished to the president of the senate and speaker of the house, session of one thousand eight hundred and seventy-four, fifty-two dollars and fifty cents, \$52 50

Item No. 20. To Geo. T. Dudley, for stationery furnished to the

senate, as per order of the sergeant at arms of the senate, of one thousand eight hundred and seventy-four, five hundred and fifteen dollars and twenty-six cents, \$515 26

Item No. 21. To George T. Dudley, for stationery furnished to the house of assembly, as per order of the sergeant at arms of the house, session of one thousand eight hundred and seventy-four, four hundred and forty-three dollars and seventy-five cents, \$443 75

Item No. 22. To I. D. James, for stationery furnished to the secretary of the senate, for the use of the senate, session of one thousand eight hundred and seventy-four, four hundred and forty-three dollars and seventy-five cents, \$443 75

Item No. 23. To I. D. James, for stationery furnished to the secretary of the senate, for the use of the senate, session of one thousand eight hundred and seventy-four, four hundred and forty-three dollars and seventy-five cents, \$443 75

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Item No. 100. To I. D. James, for stationery furnished to the secretary of the senate, for the use of the senate, session of one thousand eight hundred and seventy-four, four hundred and forty-three dollars and seventy-five cents, \$443 75

2. And be it enacted, That this act shall take effect immediately.

Approved March 27, 1874.

CHAPTER CCCCXXXV.

An act to provide for the incorporation of Conservatories of Music and Literature.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That any number of persons, not less than five nor more than thirteen, may be incorporated for the development of music and literature, upon filing with the secretary of state such articles of incorporation, with a list of the names and address of each incorporator the location or proposed place of business and the purpose thereof.

2. And be it enacted, That the conservatory of music and literature, when fully organized, may hold real estate of the value of twenty thousand dollars (except in cities of five thousand inhabitants and upwards, where it may hold fifty thousand dollars), for the purposes of the society in the promotion of its business, and pass all necessary by-laws for the management of its affairs; dividends may be paid as provided by the directors, and annual reports shall be made to the secretary of state to be filed.

3. And be it enacted, That this act shall take effect immediately.

Approved March 27, 1874.

CHAPTER CCCCXXXVI.

A further supplement to an act entitled "An act to prevent injuries by fire from locomotive engines on railroads, and to provide for compensation therefor," approved April sixth, anno domini, eighteen hundred and sixty-five.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That the provisions of the second section of the supplement to the act entitled "An act to prevent injuries by fire from locomotive engines on railroads and to provide compensation therefor," approved April sixth, one thousand eight hundred and sixty-five, which said supplement was approved April fourth, eighteen hundred and seventy-three, shall apply only where the cause of action upon which a suit is brought arose or occurred since the fourth day of July, eighteen hundred and seventy-three.

2. And be it enacted, That so much of the act to which this is a supplement as is inconsistent with the provision of this act, be and the same is hereby repealed, and that this act shall take effect immediately.

Approved March 27, 1874.

CHAPTER CCCCXXXVII.

A further supplement to an act entitled "An act to incorporate Trustees of Religious Societies," approved April seventeenth, one thousand eight hundred and forty-six.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That the provisions of the act to which this is a further supplement, with all the rights, privileges and advantages thereof, shall be and hereby are extended to and for the benefit of all associations which are now or hereafter may be organized in this state, the object of which is or shall be to establish and maintain what are commonly known as mission Sunday schools.

2. And be it enacted, That this act shall be deemed a public act, and shall take effect immediately.

Approved March 27, 1874.

CHAPTER CCCCXXXVIII.

A further supplement to an act respecting Circuit Courts in the several Counties of this State.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That the stenographers appointed or hereafter to be appointed in each of the circuit courts of this state, shall, when called upon so to do, by the judge of such circuit, attend the sessions of any court of quarter sessions in such a court, and perform therein like duties to those commonly required by law of such stenographers in the said circuit courts.

2. And be it enacted, That the compensation of stenographers now appointed or hereafter to be appointed in the several courts of this state for attendance in the said courts, and for transcripts of the proceedings of said courts when furnished by order of the court, shall be fixed by the circuit judge of the said court, and paid by the county collector of the county in which the said court is held, upon the certificate of the said judge that such service has been performed by the said stenographer.

3. And be it enacted, That all acts and parts of acts inconsistent herewith, are hereby repealed.

4. And be it enacted, That this act shall be a public act and shall take effect immediately.

Approved March 27, 1874.

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